

# EXHIBIT 9

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RASIER, LLC; and RASIER-CA, LLC  
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17 **UNITED STATES DISTRICT COURT**  
18 **NORTHERN DISTRICT OF CALIFORNIA**  
19 **SAN FRANCISCO DIVISION**

20 IN RE: UBER TECHNOLOGIES, INC.,  
PASSENGER SEXUAL ASSAULT  
21 LITIGATION

Case No. 3:23-md-03084-CRB

**DECLARATION OF NICOLE  
BENINCASA**

22 This Document Relates to:  
23 ALL ACTIONS  
24

Judge: Hon. Lisa J. Cisneros  
Courtroom: G – 15th Floor

1 I, Nicole Benincasa having personal knowledge of the following state:

2 1. I have attained the age of eighteen years old.

3 2. I am an attorney licensed to practice law in the State of New York. I am an employee  
4 of Uber Technologies, Inc., (“Uber”). My current title is Senior Counsel, Regulatory, Delivery. I  
5 have been employed by Uber for nine of the last eleven years, and in 2015 and 2016, my job title at  
6 Uber was Northeast Regional Associate Counsel, Regulatory.

7 3. My job responsibilities when I held the title of Northeast Regional Associate Counsel,  
8 entailed providing legal advice to Uber’s Public Policy, Communications, and Operations Teams  
9 (“Communications and Public Policy Teams”), among others, on a variety of matters, including the  
10 effect of legislation and regulation on Uber’s business and policies, and strategy regarding legislative  
11 developments and regulatory compliance. I have personal knowledge of the information set forth in  
12 this declaration, and would, if called, competently testify to these matters.

13 4. I am familiar with the document that has a beginning Bates number of UBER-  
14 MDL3084-000093421, and bears a title on the face of the document the title, “Safety Criteria Update  
15 Comms Plan” (the “Safety Criteria Update”). I recognize this document from my work providing  
16 legal advice to the Communications and Public Policy Teams in late 2015 and early 2016. This  
17 document was prepared by the Communications and Public Policy Teams in late 2015 or early 2016  
18 in connection with Uber’s internal decision making regarding Uber company policies in light of  
19 California’s Proposition 47.

20 5. The Safety Criteria Update is an internal company document that was prepared by the  
21 Communications and Public Policy Teams and, to my knowledge, it was not shared with anyone  
22 outside the company.

23 6. The Safety Criteria Update was shared with other Uber in-house attorneys in early  
24 January 2016 for the purpose of obtaining legal review and advice. Specifically, on January 3, 2016,  
25 the document was shared with Uber in-house lawyer, Matt Burton, Legal Director II, Regulatory  
26 Development, for the purpose of obtaining legal review and advice. Thereafter, and for the same  
27 purpose, it was shared with me.  
28

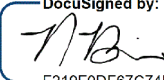
1           7.       It is customary that attorneys for the Regulatory Team review Uber's documents such  
2 as the Safety Criteria Update relating to company policy changes that Uber considers and deliberates  
3 on from time to time with the input and guidance from legal counsel.

4           8.       As in-house attorneys for the Regulatory Team, our reviews of documents like the  
5 Safety Criteria Update Plan entail, for example, evaluating the correctness of statements about the  
6 change in law, advising Uber on its regulatory and legal responsibilities under the law, and the  
7 impact of regulatory changes on those using the Uber marketplace platform, including riders and  
8 independent drivers. This legal review and advice are intended to help ensure that Uber does not  
9 communicate the wrong information about its policies.

10          9.       The Safety Criteria Update Plan reflects such legal advice and judgment on Uber's  
11 statements and the effect of the law and its policies.

12           I declare under penalty of perjury that the foregoing is true and correct.

13           Executed on June 18, 2024.

DocuSigned by:  
  
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Nicole Benincasa